REMARKS

Applicant would like to thank the Examiner for the careful consideration given the

present application. The application has been carefully reviewed in light of the Office action, and

the following remarks are presented for the Examiner's consideration.

The Examiner indicates in the Office action that claims 1-25 are provisionally rejected

under the judicially created doctrine of obviousness-type double patenting as being unpatentable

over claims 1-22 of co-pending Application No. 09/885,435. In response to the Examiner's

indication, the Applicant's are ready to submit the Terminal Disclaimer in the event that the

conflicting claims are in fact patented. In view of the Terminal Disclaimer, the Examiner's

indication is no longer applicable to the present application.

If there are any additional fees resulting from this communication, please charge same

to our Deposit Account No. 16-0820, our Order No. 33710.

Respectfully submitted,

PEARNE & GORDON LLP

By:

1801 East 9th Street **Suite 1200** Cleveland, Ohio 44114-3108

(216) 579-1700

Date: February 28, 2005